



CoFC
R
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney

Docket: 00399-12

Applicant: Timothy L. Macdonald, et al.

Invention: Felbamate Derived Compounds

Serial No: 09/925,224
(now issued as US Patent No: 6,538,024)

Filed: August 9, 2001

Art Unit: 1624

Examiner: Sudhaker Patel

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence, and all papers referred to herein, is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231

on March 31, 2003


Sue Ann Carr

COMMUNICATION WITH THE EXAMINER

Commissioner for Patents
Washington, D.C. 20231
ATTENTION: Certificate of Correction Branch

Certificate

APR 10 2003

of Correction

Sir:

On March 27, 2003 Applicants submitted a **REQUEST FOR CERTIFICATE OF CORRECTION/ ISSUANCE OF A CORRECTED PATENT UNDER 37 C.F.R. SECTION 1.322 (a)(1) AND (b)**. In that request Applicants stated their belief that the inclusion of the names Thomas A. Miller and Charles D. Thompson on the face of the captioned U.S. Patent occurred through an error by the U.S. Patent and Trademark office.

In support of the request for a Certificate of Correction/ Issuance of a Corrected Patent under 37 C.F.R. section 1.322 (a)(1) and (b), applicants noted that on June 21, 2002, a Request for Correction of Inventorship under 37 C.F.R. §1.48(b) was filed to delete Thomas A. Miller and Charles D. Thompson as named inventors. Applicants also stated that a copy of the Request for Correction of Inventorship was enclosed with the Request for the Certificate of Correction, however, such a copy was erroneously not included.

Applicants hereby resubmit a copy of the March 27th 2003 **REQUEST FOR CERTIFICATE OF CORRECTION/ ISSUANCE OF A CORRECTED PATENT UNDER**

APR 11 2003

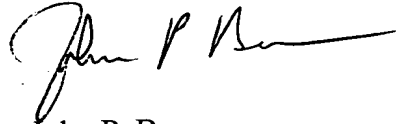
100 11 2003

Application No. 09/925,224
March 31, 2003
Page 2

37 C.F.R. SECTION 1.322 (a)(1)AND (b) and now include a copy of the Request for Correction of Inventorship under 37 C.F.R. §1.48(b) with a returned postcard date stamped June 27, 2002 indicating receipt of the Request under 37 C.F.R. §1.48(b) by the USPTO.

Applicants believe that the listing of Thomas A. Miller and Charles D. Thompson as co-inventors occurred through the fault of the Patent and Trademark Office as disclosed by the records of the Office. Therefore, applicants believe they should not be charged for the correction of this error. If a fee is required the Commissioner is hereby authorized to charge such a fee with reference to our matter number 00399-12 to our deposit account number 50-0423.

Respectfully Submitted,



March 31, 2003

John P. Breen
Registration No. 38,833
University of Virginia Patent Foundation
1224 West Main Street, Suite 1-110
Charlottesville, VA 22903
434-243-6103



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket: 00399-12

Applicant: Timothy L. Macdonald, et al.

Invention: Felbamate Derived Compounds

Serial No: 09/925,224

Filed: August 9, 2001

Art Unit: 1624

Examiner: Mukund Shah

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence, and all papers referred to herein, is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231

on June 21, 2002


Sue Ann Carr

Request for Correction of Inventorship Under 37 CFR § 1.48(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The captioned US application was filed as a straight continuation of International Application No: PCT/US00/03147 and properly named Tim MacDonald, Thomas Miller, Chuck Thompson and Christine Dieckhaus as co-inventors.

In response to a Restriction Requirement, applicants have amended the original claims in the accompanying Amendment and Response to remove the non-elected subject matter. This amendment results in fewer than all the currently named inventors remaining as actual inventors of the amended claims. Accordingly, the undersigned attorney of record hereby requests the deletion of Thomas Miller and Chuck Thompson as named inventors since they are not inventors of the elected subject matter now being claimed.

Application No. 09/925,224
June 19, 2002
Page 2

Applicants also authorize the Commissioner to charge the processing fee set forth in 37 CFR § 1.17(i) as well as any additional fees due for this submission to Deposit Account No. 50-0423.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John P. Breen", with a long horizontal flourish extending to the right.

John P. Breen
Registration No. 38,833

University of Virginia Patent Foundation
1224 West Main Street, Suite 1-110
Charlottesville, VA 22903
(434) 243-6103



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney

Docket: 00399-12

Applicant: Timothy L. Macdonald, et al.

Invention: Felbamate Derived Compounds

Serial No: 09/925,224
(now issued as US Patent No: 6,538,024)

Filed: August 9, 2001

Art Unit: 1624

Examiner: Sudhaker Patel

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence, and all papers referred to herein, is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231

on March 27, 2003


Sue Ann Carr

REQUEST FOR CERTIFICATE OF CORRECTION/ ISSUANCE OF A CORRECTED
PATENT UNDER 37 C.F.R. SECTION 1.322 (a)(1) AND (b)

Commissioner for Patents
Washington, D.C. 20231
ATTENTION: Certificate of Correction Branch

Sir:

Applicants in the above referenced application (now issued on March 25, 2003 as U.S. Patent No. 6,538,024 B1) hereby request the Commissioner pursuant to 37 C.F.R. §1.322 (a)(1)(i) to issue a Certificate of Correction (enclosed) to delete the names Thomas A. Miller and Charles D. Thompson from the list of named co-inventors of the invention as they are not co-inventors of the invention as claimed. Applicants respectfully submit that the inclusion of Thomas A. Miller and Charles D. Thompson on the face of the captioned U.S. Patent occurred through an error by the U.S. Patent and Trademark office.

Applicants' assignee considers the nature of the Office's error in listing Thomas A. Miller and Charles D. Thompson as co-inventors of the captioned U.S. Patent inappropriate for correction by a Certificate of Correction. Accordingly, Applicants request the Commissioner to exercise their discretion under 37 C.F.R. §1.322 (b) and issue a corrected patent deleting Thomas A. Miller and Charles D. Thompson from the list of named co-inventors of the invention.

PROSECUTION HISTORY:

U.S. Application number 09/925,224, was filed on August 9, 2001 and correctly listed Thomas A. Miller and Charles D. Thompson as co-inventors of the originally claimed invention. However, prosecution of the application resulted in cancellation of claims such that Thomas A. Miller and Charles D. Thompson's invention was no longer claimed in the application. Accordingly, on June 21, 2002, applicants filed a Request for Correction of Inventorship under 37 C.F.R. §1.48(b) requesting the deletion of Thomas A. Miller and Charles D. Thompson as named inventors (a copy that request is enclosed). However the patent has now issued listing Thomas A. Miller and Charles D. Thompson as co-inventors.

Applicants hereby submit a completed Form 1050 and request the issuance of a Certificate of Correction. However, applicants respectfully submit that the nature of the mistake on the part of the Patent Office is such that a Certificate of Correction is inappropriate in form. Applicants believe the incorrect listing of a named co-inventor on the face of a patent is misleading. Due to the importance of this technology to the assignee, the University of Virginia Patent Foundation, applicants respectfully request that the Commissioner exercise their discretion and issue a Corrected patent deleting the names Thomas A. Miller and Charles D. Thompson from the list of named inventors.

Applicants believe that the listing of those two inventors as co-inventors occurred through the fault of the Patent and Trademark Office as disclosed by the records of the Office. Therefore, applicants believe they should not be charged for the correction of this error. If a fee is required the Commissioner is hereby authorized to charge such a fee with reference to our matter number 00399-12 to our deposit account number 50-0423.

Respectfully Submitted,



March 28, 2003

John P. Breen
Registration No. 38,833
University of Virginia Patent Foundation
1224 West Main Street, Suite 1-110
Charlottesville, VA 22903
434-243-6103

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.
(Also Form PTO-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 6,538,024
DATED : March 25, 2003
INVENTOR(S) : Timothy L. Macdonald, et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On title page, item 75 Inventors
replace "Timothy L. MacDonald, Charlottesville, VA (US); Thomas A. Miller, New York, NY (US); Charles D. Thompson, Stow, MA (US); Christine M. Dieckhaus, North Wales, PA (US)"

with --Timothy L. Macdonald, Charlottesville, VA (US); Christine M. Dieckhaus, North Wales, PA (US)--

MAILING ADDRESS OF SENDER:

University of Virginia Patent Foundation
1224 West Main Street, Suite 1-110
Charlottesville, VA 22903

PATENT NO. 6,538,024

No. of additional copies

⇒ 0

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comment on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.